ESTTA Tracking number:

ESTTA418258 07/06/2011

Filing date:

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91199018
Party	Defendant Amlin Health, LLC
Correspondence Address	MATTHEW H SWYERS THE TRADEMARK COMPANY 344 MAPLE AVE W STE 151 VIENNA, VA 22180-5612 UNITED STATES mswyers@thetrademarkcompany.com
Submission	Request to Withdraw as Attorney
Filer's Name	Matthew H. Swyers
Filer's e-mail	mswyers@thetrademarkcompany.com
Signature	/Matthew H. Swyers/
Date	07/06/2011
Attachments	Motion to Withdraw as Counsel of Record.pdf ( 3 pages )(24005 bytes )

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE The Trademark Trial and Appeal Board

In the matter of Ser. No. 85/094,790, For the mark DR. AMLIN and design,

Amylin Pharmaceuticals, Inc.

Opposer,

vs. : Opposition No. 91199018

Amlin Health, LLC :

:

Applicant :

#### MOTION TO WITHDRAW AS COUNSEL OF RECORD

COMES NOW the Applicant Amlin Health, LLC (hereinafter "Applicant"), by counsel Matthew H. Swyers, Esquire, of The Trademark Company, PLLC and files the instant motion to withdraw as counsel of record in the above-captioned matter pursuant to TBMP § 513.01. In support of the instant motion counsel for the Applicant certifies as follows:

#### **Basis of Request**

Applicant has requested that Matthew H. Swyers withdraw as counsel as the Applicant wishes to represent himself in the matter.

#### **Certifications Required by TBMP § 513.01**

Counsel for the Applicant hereby certifies:

- 1. He has notified the Applicant of his desire to withdraw as counsel in this matter and has allowed the Applicant sufficient time to locate alternative counsel if it so chooses;
- 2. All papers and other materials that relate to the case have been delivered to the Registrant to allow them to continue with this matter if they so choose;
  - 3. There are no unearned fees to be refunded to the Applicant; and

4. Proof of service of the instant motion is attached below.

### **Summary**

WHEREFORE for good cause shown counsel for the Applicant respectfully moves the Board for an order withdrawing counsel as counsel of record for the Applicant and, in his place, substituting the following contact information with the Board for this matter:

Linus Zhang, M.D. Amlin Health, LLC 451 Hungerford Drive Suite 119-132 Rockville, MD 20850 amlinhealth@gmail.com

Respectfully submitted this 6<sup>th</sup> day of July, 2011.

THE TRADEMARK COMPANY, PLLC

/Matthew H. Swyers/
Matthew H. Swyers, Esq.
344 Maple Avenue West, Suite 151
Vienna, VA 22180
Tel. (800) 906-8626 x100
Facsimile (270) 477-4574
mswyers@thetrademarkcompany.com

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE The Trademark Trial and Appeal Board

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Amylin Pharmaceuticals, Inc.

Opposer,

vs. : Opposition No. 91199018

Amlin Health, LLC :

:

Applicant :

### **CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that I caused a copy of the foregoing Withdrawal of Counsel to be served this 6<sup>th</sup> day of July, 2011 via electronic mail and first-class mail upon the following:

Jennifer Fraser Connolly Bove Lodge & Hutz LLP P.O. Box 2207 Wilmington, DE 19801 trademarks@cblh.com

and

Linus Zhang, M.D. Amlin Health, LLC 451 Hungerford Drive Suite 119-132 Rockville, MD 20850 amlinhealth@gmail.com

> /Matthew H. Swyers/ Matthew. H. Swyers